

CLERK: Mr. President, the E & R amendments to LB 259 were adopted by the body on February 3, 1978. There was then a motion adopted to bracket the bill until Monday, February 10. I now have before the body an amendment offered by Senator Mills. The amendment can be found on page 567 of the Legislative Journal.

PRESIDENT: Senator Mills.

SENATOR MILLS: Mr. President, I haven't had a chance to speak with the Speaker, but I would like to, if it would be all right with him, hold the bill for one day. It's been held a long time, but there is a question.... One day, Mr. Speaker? Thank you.

PRESIDENT: The Speaker says this is your last go at it though, Senator Mills. That bill shall be held over then.

SENATOR STONEY: There are other amendments on this particular bill. Could we take those up today, or would you rather we wait until tomorrow?

PRESIDENT: Senator Mills. Would someone ask Senator Mills to come out of that telephone booth. Take them up now?

SENATOR STONEY: Yes.

PRESIDENT: The Speaker objects to it. We either consider the bill and everything on it, or we don't. We'll go to the next one. LB 316.

CLERK: Mr. President, LB 316 was advanced to General File. I now have before the body an amendment offered by Senator Koch. Read amendment found on page 680 of the Journal.

PRESIDENT: Senator Koch.

SENATOR KOCH: Mr. President, members of the body, a week ago when we were considering LB 316 there was a question on the constitutionality of whether or not we can treat the school lands and funds management separate and apart as it relates to roads. We all know that school lands, in many cases, have been isolated from the time of their being earmarked as such. The School Lands and Funds Management Board feels that this is necessary so that they, indeed, are not victims of establishing roads and paying for the total cost thereof. I visited with the county officials. They have no objection to this amendment. I ask for the adoption of the amendment.

PRESIDENT: Senator Lamb.

SENATOR LAMB: Mr. President, members of the Legislature, I rise to oppose the amendment that Senator Koch has offered. This amendment, in effect, takes the school lands out of the bill. The bill is designed to give the county commissioners or the county board the decision as to whether or not a road should be built in some of these situations. I believe that it is a good bill. But I do not believe we should take the educational lands and funds out of the bill. The reason is that the counties that have school lands in them are not compensated for roads by those lands. In other words, the taxpayers in those counties are taking up the slack. They are paying for the roads that the people who lease the educa-